

ELECTION AND REMARKS/ARGUMENTS

In the Office Action mailed on December 15, 2004, the Examiner set forth an election/ restriction requirement requiring election of either Group I, consisting of claims 1-12, or, Group II, consisting of claims 21- 25. Applicants respectfully request reconsideration of the election/restriction requirement for at least the following reasons. Nonetheless, if the Examiner chooses not to reconsider his election/restriction requirement then Applicants provisionally elects Group I.

In the Office Action, the Examiner alleges that groups I and II are related as combination and sub-combination and that the relationship are distinct. In particular, the Examiner states:

Invention I and II are related as combination and subcombination. Inventions in this relationship are distinct if it can be shown that (1) the combination as claimed does not require the particulars of the subcombination as claimed for patentability, and (2) that the subcombination has utility by itself or in other combinations (MPEP § 806.05(c)). In the instant case, the combination as claimed does not require the particulars of the subcombination as claimed because the combination as claimed is used for the memory circuit while the subcombination as claimed is used for other system. The subcombination has separate utility such as forming the RC filter network.

Accordingly, claims 1-12 have been amended to change the words in the preamble from "memory circuit" to "integrated circuit". Further, new claims 26 to 31 add additional features to independent claims 1 and 21 that particularizes the apparatus and system of claims 26 and 31 to memory circuits. As a result of the above recited amendments, the combination requires the particulars of the subcombination. For at least these reasons, Applicants submit that groups I and II are in proper forms without restriction. As such, Applicants traverse this restriction requirement, and respectfully

request reconsideration of this restriction in light of the above amendments and argument.

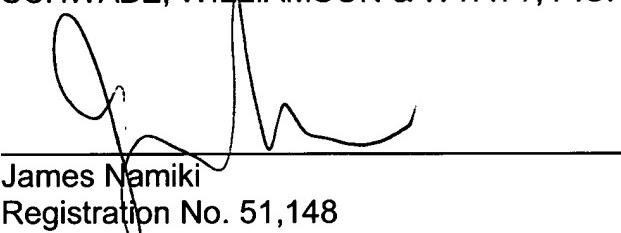
CONCLUSION

The Commissioner is hereby authorized to charge shortages or credit overpayments to Deposit Account No. 500393.

Respectfully submitted,
SCHWABE, WILLIAMSON & WYATT, P.C.

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